

**AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 21 2003

Returned to applicant for correction AUG 07 2003

Corrected application filed AUG 12 2003

Map filed AUG 18 2003

The applicant **Joe and Celeste Kiener**, hereby makes application for permission to change the **Point of Diversion and place of use of a portion of water heretofore appropriated under Permit 12807 Certificate 3699**

1. The source of water is **Underground**
2. The amount of water to be changed **7.48 ac. ft**
3. The water to be used for **Irrigation (Supplemental)**
4. The water heretofore permitted for **Irrigation (Supplemental)**
5. The water is to be diverted at the following point **NW¼ SE¼ Section 2, T. 18N., R. 19E., M.D.B. & M.**, or at a point from which the NE corner of said section 2, bears N. 38°10'00" E., a distance of **4302 ft**
6. The existing permitted point of diversion is located within **NE¼ SE¼, Section 36, T. 19N., R. 19E., M.D.B. & M.**, or at a point from which the SE corner of said section 36, bears S. 11°27' E., a distance of **1425.60 feet**. Please refer to map filed in support of Permit 12807
7. Proposed place of use **Portions of the NW¼SE¼ of Section 2, T. 18N., R. 19E., M.D.B. & M. Washoe County APN# 222-072-01**
8. Existing place of use **7.35 acres with Portions of NW¼SW¼, SW¼SW¼, Section 31, T. 19N., R. 20E., M.D.B. M. and Portions of SE¼SE¼, and NE¼SE¼ Section 36, T. 19N., R. 19E., M.D.B. & M. Further being described on map filed in support of Application 65780 as NDOT Parcel, 2.20 acres; APN# 40-162-02, 2.5 acres and APN# 40-162-03, 2.65 acres Please refer to letter filed together with this Amended Application**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled well, pump, motor to distribution system**
12. Estimated cost of works **\$25,000.00**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: This water previously was supplemental to claim 208½ of the Truckee River Decree and will by this application become supplemental to claim # 67 of the Truckee River Decree

By Jack D. Ferris
s/Jack D. Ferris
580 Mt. Rose Street
Reno, Nevada 89509

Compared hmw/ cmf ag/ cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 12807, Certificate 3699 is issued subject to the terms and conditions imposed in said Permit 12807, Certificate 3699 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The place of use of this permit is limited to the irrigation of 1.87 acres within the proposed place of use. This permit is issued as a supplemental right to Truckee River Claim 67 and is only to be used when there is no surface water available.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0226 cubic feet per second, but not to exceed 7.48 acre-feet, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

June 16, 2006

Proof of completion of work shall be filed on or before:

July 16, 2006

Water must be placed to beneficial use on or before:

June 16, 2009

Proof of the application of water to beneficial use shall be filed on or before:

July 16, 2009

Map in support of proof of beneficial use shall be filed on or before:

July 16, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 16th day of June, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

